

dismissed as frivolous, malicious, and/or for failure to state a claim for which relief may be granted : **Jones v. Westbrook, et al.**, No. 1:13-cv-155-FDW (W.D.N.C. Apr. 22, 2014) (failure to state a claim); **Jones v. Norman, et al.**, No. 1:13-cv-67-RJC (W.D.N.C. Mar. 25, 2013) (failure to state a claim); **Jones v. Butler, et al.**, No. 5:05-ct-680-H (E.D.N.C. Dec. 5, 2005) (frivolous).

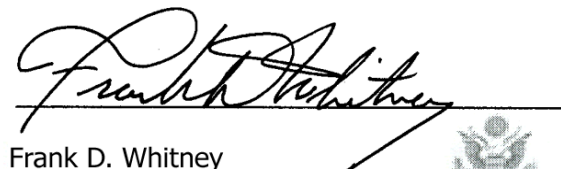
The PLRA “three-strikes” rule was enacted to bar prisoners, like Plaintiff, who have filed prior frivolous litigation in a federal court, from pursuing certain types of federal civil litigation without prepayment of the filing fee. To avoid application of 28 U.S.C. § 1915(g), a prisoner may prepay the filing fee in full.

Plaintiff has not prepaid the filing fee, and he may not proceed in form pauperis, see § 1915(g). Consequently, the Court will dismiss the Complaint without prejudice; Plaintiff may refile his Complaint after he has prepaid the filing fee in full.

IT IS, THEREFORE, ORDERED that:

1. Plaintiff’s Motion to proceed in forma pauperis (Doc. No. 2) is **DENIED** pursuant to 28 U.S.C. § 1915(g); and
2. Plaintiff’s Complaint (Doc. No. 1) is **DISMISSED without prejudice**. See id.

Signed: July 5, 2017


Frank D. Whitney
Chief United States District Judge

